



**{In Archive} Re: Status of Goliad Status of the TCEQ call**

**Ben Knappe** to: Ray Leissner

12/06/2010 12:18 PM

Cc: "David Murry", "Don Redmond", "Shana Horton", "Susan Jablonski"

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1 attachment



ALJs Exceptions Letter.pdf

Ray:

After talking to program and legal staff here, I believe your email based on what I related to you is basically correct about the ALJ having modified his recommendation. Attached is a copy of the ALJ's letter of November 15, 2010, which appears to modify the recommendations made in the PFD. The modified recommendation is stated near the end of the letter in the paragraph beginning "The Commissions further guidance would be helpful...".

Ben Knappe  
UIC Permit  
Radioactive Materials Division  
TCEQ

>>> <Leissner.Ray@epamail.epa.gov> 12/6/2010 10:27 AM >>>  
Goliad

Ben said the original proposal for decision of the ALJ, for consideration of the TCEQ Commissioner's, may have been modified.

Originally the advice was to remand the application back to the applicant for further investigation of a fault's transmissivity, or deny the permit.

The TCEQ ED provided comment and now Ben thinks the ALJ recommendation proposes to:

remand the application back to the applicant for further investigation of a fault's transmissivity, or follow the recommendation of the ED and find that no further investigation of the fault is necessary.

Ben was going to verify his recollection and will call or email me if it is not as proposed.

In either case, the Commissioner's are scheduled to hear the ALJ's proposal on December 14th.

EPWU

The TCEQ call on EPWU is still on, 1 -1:45 pm on 12/7. They are going to call us in the Red River Room. Richard Hyde, Deputy ED is expected to be on the call.

Thanks

Ray Leissner, Env. Eng.  
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(214) 665 - 7183  
USEPA, Region 6

The FIRST STEP in protecting your ground water is to have your well tested.